

\$~48

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P. (C) No. 8363/2017**

M/S PLASTON

..... Petitioner

Through : Mr. Rakesh Kumar, Mr. Sanjay Jain
and Mr. Pramod Jain, Advocates

versus

COMMISSIONER OF DELHI VALUE ADDED TAX & ANR.

..... Respondents

Through: Mr. Siddharth Dutta, Advocate

CORAM:

JUSTICE S. MURALIDHAR

JUSTICE PRATHIBA M. SINGH

ORDER

%

19.09.2017

1. Notice. Mr. Siddharth Dutta, the learned counsel, accepts notice on behalf of the Respondents. Learned counsel for the Petitioner states that C-Forms will be produced before the VATO concerned within week.
2. Subject to compliance with the above assurance, within four weeks thereafter, the refund order will be issued by the Respondents and within two weeks thereafter, the refund amount together with interest due thereon shall be paid directly into the account of the Petitioner.
3. As regards the interest for the period during which the C-Forms were not available, the payment of the amount will be subject to the final outcome of the appeals preferred by the Respondent in the Supreme Court against the

order dated 19th January 2017 passed by this Court in W.P. (C) No. 10701 of 2016 etc. (*Vizien Organics v. Commissioner, Trade & Taxes*).

4. In the event that the Petitioner has any grievance with regard to the non-compliance with the above directions, it would be open to the Petitioner to seek appropriate remedies in accordance with law.

5. The petition is disposed of in the above terms.

S. MURALIDHAR, J.

PRATHIBA M. SINGH, J.

SEPTEMBER 19, 2017

dk